

University of California, Hastings College of the Law UC Hastings Scholarship Repository

Initiatives

California Ballot Propositions and Initiatives

1-30-1976

Sexual Offenses

Follow this and additional works at: http://repository.uchastings.edu/ca_ballot_inits

Recommended Citation

Sexual Offenses California Initiative 127 (1976).
http://repository.uchastings.edu/ca_ballot_inits/298

This Initiative is brought to you for free and open access by the California Ballot Propositions and Initiatives at UC Hastings Scholarship Repository. It has been accepted for inclusion in Initiatives by an authorized administrator of UC Hastings Scholarship Repository. For more information, please contact marcusc@uchastings.edu.



Office of the Secretary of State
March Fong Eu

111 Capitol Mall
Sacramento, California 95814

Executive Office	(916) 445-6371
Certification	(916) 445-1430
Corporation Index	(916) 445-2900
Corporation Records	(916) 445-1768
Election Division	(916) 445-0820
Legal Division (Corp.)	(916) 445-0620
Notary Public Division	(916) 445-6507
State Archives	(916) 445-4293
Uniform Commercial Code	(916) 445-8061

January 29, 1976

TO THE REGISTRARS OF VOTERS AND COUNTY CLERKS

Pursuant to Section 3507 of the Elections Code, there is transmitted herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

Sexual Offenses
Initiative Statute

Circulating and Filing Schedule

1. Minimum number of signatures required. 312,404
Constitution IV, 22(b).
2. Official Summary Date. 1/29/76
Elections Code Section 3507.
3. Petition Sections:
 - a. First day Proponent can circulate Sections for signatures. 1/29/76
 - b. Last day Proponent can circulate and file with the county. All Sections are to be filed at the same time 6/25/76*
Elections Code Sections 3507, 3520(a).
 - c. Last day for county to determine total number of signatures affixed to petition and to transmit total to Secretary of State. 6/30/76

(If the Proponent files the petition with the county on a date other than 6/25/76 the last day is not later than the fifth day after the filing of the petition.)
Elections Code Section 3520(b).
 - d. Last day for county to determine number of qualified electors who have signed the petition, and to transmit certificate, with a blank copy of the petition to the Secretary of State 7/15/76

* Date adjusted for official deadline which falls on Saturday or Sunday.

(If the Secretary of State notifies the counties to determine the number of qualified electors who signed the petition on a date other than 6/30/76 the last day is not later than the fifteenth day after the notification.)

Elections Code Section 3520 (d,e).

- e. If the signature count is between 281,164 and 343,644 then the Secretary of State notifies counties using the random sampling technique to determine validity of all signatures.

Last day for county to determine actual number of all qualified electors who signed the petition, and to transmit certificate, with a blank copy of the petition to the Secretary of State. 8/13/76*

(If the Secretary of State notifies the counties to determine the number of qualified electors who have signed the petition on a date other than 7/15/76 the last day is not later than the thirtieth day after the notification.)

Elections Code Section 3520.5.

4. Campaign Statements:

- a. If the measure qualifies for the ballot:
Last day for Proponent to file a Statement of Receipts and Expenditures for period ending 9/11/76. 9/18/76

(If the Secretary of State qualified the measure for the ballot on a date other than 7/15/76, the last day to file is the 65th calendar day after the date the measure qualified).

Government Code Section 84202(a).

- b. If the measure does not qualify for the ballot:
Last day for Proponent to file a Statement of Receipts and Expenditures for period 8/22/76 8/29/76
Government Code Section 84202(b).

5. The Proponents of the above measure are:

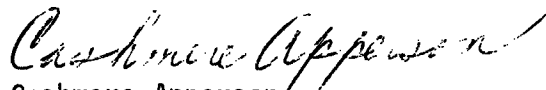
John K. Carmack
2715 Aqua Verde Circl
Los Angeles, California 90024

James J. Clancy
9055 La Tuna Canyon Road
Sun Valley, California 91352

David A. Depew
828 N. Garfield Avenue
Alhambra, California 91801

Robert L. Sassone
10444 Falcon
Fountain Valley, California 92708

WILLIAM N. DURLEY
Assistant to the Secretary of State
Elections and Political Reform



Cashmere Apperson
Elections Technician

CA:sgm

NOTE TO PROPONENT: Your attention is directed to Elections Code Sections 3500.1, 3502.5 and 3511 for appropriate format and type considerations in printing, typing and otherwise preparing your initiative petition for circulation and signatures.

Your attention is further directed to Government Code Sections 85200 et seq regarding the circulation of statewide petitions.

This initiative measure will not qualify in time for the November 2, 1976 election if the above dates are followed. In order to qualify for the November 2, 1976 election, the above time frame must be shortened so that the Secretary of State certifies the measure for the ballot by June 24, 1976.

JAMES J. CLANCY

ATTORNEY AT LAW

411 NORTH CENTRAL AVENUE

SUITE 300

GLENDALE, CALIFORNIA 91209

(213) 246-5579

December 23, 1975

Office of the Attorney-General
Government Law Section
555 Capitol Mall, Suite 550
Sacramento, California 95814

Re Public Decency Initiative

Dear Sir:

I enclose herewith the draft of an initiative petition and request that a summary of the chief purposes and points of the proposed measure be prepared therefore, as provided for in section 3501 of the Elections Code of the State of California.

Also enclosed is a cashier's check in the amount of two-hundred dollars (\$200.00), which is the amount of the fee required by Elections Code section 3501 to accompany the submission.

The proponents of the proposed initiative measure and their registered voting addresses are:

John K. Carmack (Los Angeles County) ✓
2715 Aqua Verde Circle
Los Angeles, California 90024

James J. Clancy (Los Angeles County) ✓
9055 La Tuna Canyon Road
Sun Valley, California 91352

David A. Depew (Los Angeles County) ✓
828 N. Garfield Avenue
Alhambra, California 91801

Robert L. Sassone (Orange County) ✓
10444 Falcon
Fountain Valley, California 92708

Sincerely,


James J. Clancy

JJC/rc
Encl.



OFFICE OF THE ATTORNEY GENERAL

Department of Justice

555 CAPITOL MALL, SUITE 550
SACRAMENTO 95814

(916) 445-9555

January 29, 1976

FILED
In the office of the Secretary of State
of the State of California

JAN 30 1976

MARCH FONG EU, Secretary of State

Charles M. Apperson
Deputy

Hon. March Fong Eu
Secretary of State
111 Capitol Mall
Sacramento, California 95814

Re: Sexual Offenses - Initiative Statute

Dear Mrs. Fong:

Pursuant to the provisions of section 3507 of the Elections Code, you are hereby informed that on this day we mailed the following title and summary to John K. Carmack, James J. Clancy, David A. Depew and Robert L. Sassone:

SEXUAL OFFENSES: INITIATIVE. Amends, deletes and adds Penal Code sections relating to sexual offenses for purpose generally of reinstating criminal laws on sexual conduct as they existed prior to 1976. Again makes sodomy, oral copulation between consenting adults, and adulterous cohabitation, crimes. Continues as crimes: oral copulation or sodomy committed by force, violence or threat, and oral copulation committed with persons under 14 years, and 10 years younger than defendant. Makes changes in Education and Evidence Codes as necessary to reflect changes in Penal Code. Continues registration of persons convicted of sexual offenses, sexual psychopaths, and mentally disordered sex offenders.

Enclosed herewith is a declaration of mailing thereof, and a copy of the proposed measure.

Very truly yours,

EVELLE J. YOUNGER
Attorney General

Vance W. Raye
VANCE W. RAYE

Deputy Attorney General

VWR:mlh
Encl.

DECLARATION OF SERVICE BY MAIL

I, Lynn Hook, declare as follows: I am a citizen of the United States, over the age of 18 years, and not a party to the within action; my place of employment and business address is 555 Capitol Mall, Suite 550, Sacramento, California 95814.

On January 29, 1976, I served the attached
Title and Summary Initiative - Sexual Offenses

by placing a true copy thereof in an envelope addressed to the persons named below at the address set out immediately below each respective name, and by sealing and depositing said envelope in the United States mail at Sacramento, California, with postage thereon fully prepaid. There is delivery service by United States mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed:

John K. Carmack
2715 Aqua Verde Circle
Los Angeles, CA 90024

Robert L. Sassone
10444 Falcon
Fountain Valley, CA 92708

James J. Clancy
9055 La Tuna Canyon Rd.
Sun Valley, CA 91352

Hon. March Fong Eu
Secretary of State
111 Capitol Mall
Sacramento, CA 95814

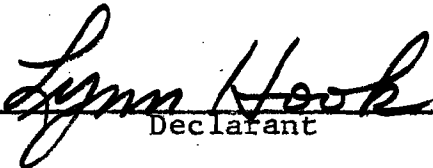
Darryl R. White
Secretary, Senate
3505 State Capitol
Sacramento, CA 95814

David A. Depew
828 N. Garfield Ave.
Alhambra, CA 91801

James R. Driscoll
Chief Clerk, Assembly
3196 State Capitol
Sacramento, CA 95814

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 29, 1976, at Sacramento, California.


Declarant

1 STATE OF CALIFORNIA)
2 : ss.
3 COUNTY OF LOS ANGELES)

4 TO THE HONORABLE SECRETARY OF STATE OF THE STATE OF CALIFORNIA:

5 We, the undersigned, registered, qualified electors of
6 California, residents of Los Angeles and Orange County, hereby pro-
7 pose amendments to the Education, Evidence and Penal Code, relating
8 to sexual offenses and public morals, and petition the Secretary
9 of State to submit the same, to be known and cited as the Public
10 Decency Initiative, to the electors of California for their adop-
11 tion or rejection at the next succeeding general election or at
12 any special statewide election held prior to that general election
13 or otherwise provided by law. The proposed statutory amendments
14 read as follows:

15 An act to amend Section 12912 of the Education Code, to amend
16 Sections 972 and 985 of the Evidence Code, and to amend Sections
17 220, 286, 287, 288a and 290 of, to add Sections 269a, 269b, 285.9,
18 286.1 and 288b to, and to repeal Section 286.5 of the Penal Code,
19 relating to sexual offenses.

20 The People of the State of California do enact as follows:

21 SECTION 1 Section 285.9 is added to the Penal Code to read:

22 285.9. It is the intent and purpose of the provisions
23 of this Public Decency Initiative measure:

24 (a) to amend those sections of the Education, Evidence
25 and Penal Code which were affected by the enactment of Chap-
26 ters 71 and 877 of the Statutes of 1975, also known as A.B.489
27 and A.B.756, (namely, section 12912 of the Education Code,
28 sections 972 and 985 of the Evidence Code, and sections 220,
269a, 269b, 286, 286.1, 286.5, 287, 288a, 288b, and 290 of the

1 Penal Code) and thereby restore such laws to the identical
2 form and content which existed prior to such enactments.

3 (b) to reestablish the community standards relating to
4 sexual offenses and public morals which existed prior to the
5 enactment into law of Chapters 71 and 877 of the Statutes of
6 1975 (also known as A.B. 489 and A.B. 756).

7 (c) to reaffirm the rule of law expressed by the majority
8 of the California Supreme Court in Pettit v. State Board of
9 Education, 10 Cal.3d 30, 109 Cal.Rptr. 665 (Sept. 7, 1973),
10 which held that under the Education Code requirements, proper
11 cause had been shown for the revocation of an elementary
12 school life diploma teaching credential of a female teacher
13 where the findings of the hearing examiner and Board estab-
14 lished: (1) that approximately two years previous to the
15 hearing she had engaged in three acts of oral copulation with
16 three different men other than her husband at "The Swingers",
17 a private club; and (2) that four years previous to the
18 hearing, she had appeared on a television program while facial-
19 ly disguised and discussed nonconventional sexual behavior
20 including wife swapping; since such findings did establish
21 that she had engaged in immoral and unprofessional conduct
22 and acts involving moral turptitude, and in acts evidencing
23 her unfitness for service in violation of the Education re-
24 quirements; notwithstanding such findings also determined
25 (1) that her services as a teacher has been "satisfactory"
26 and (2) that she is unlikely to repeat the sexual misconduct.
27 (d) to reject the contrary rule of law expressed in the
28 minority (dissenting) opinions of Justices Tobriner and Mosk

1 in Pettit v. State Board of Education, supra, as enacted into
2 law by virtue of Chapter 71 of the Statutes of 1975 (Assembly
3 Bill 489) and the provision therein now appearing as Section
4 12912(g) of the Education Code.

5 (e) to reenact those provisions of Penal Code Section
6 288a, which provide the foundation for the rule of law
7 expressed by the Court of Appeal in California v. Tom Parker,
8 33 Cal.App. 3d 842, 109 Cal.Rptr. 354 (Aug. 3, 1973), petition
9 for writ of certiorari denied by the U.S. Supreme Court in
10 Parker v. California, 415 U.S. 990, 39 L.Ed.2d 886, 94 S.Ct.
11 1589 (Mar. 25, 1974), which holds that Penal Code Section 288a,
12 proscribing oral copulation, was a legitimate and proper
13 exercise of the police power and did not deny due process
14 and did not involve the right of privacy, as applied to
15 numerous and varied acts of oral copulation by professional
16 performers in a semi-public place recorded by the camera for
17 distribution to the general public through the media of the
18 cinema.

19 Further, it is the intent of this act that its provisions
20 should encompass only those matters which relate to public morals
21 as heretofore expressed by the California Judiciary in ruling case
22 law, such as Pettit v. State Board of Education, supra, and
23 California v. Parker, supra, and should in no way be interpreted
24 as interfering with private morals or one's right to privacy,
25 except where such matters are conducted in a manner whereby they
26 become matters of public notoriety, and affect public morals by
27 virtue of such notoriety.

1 SECTION 1.5 Section 12912 of the Education Code is amended
2 to read:

3 12912. "Sex offense" as used in Sections 13175, 13207,
4 13220.16, 13218, 13255, and 13586 means any one or more of the
5 offenses listed below:

6 (a) Any offense defined in Sections 266, 267, 285, 286,
7 288, 288a, 647a, subdivision 3 or 4 of Section 261, or subdiv-
8 ision (a) or (d) of Section 647 of the Penal Code.

9 (b) Any offense defined in former subdivision 5 of
10 former section 647 of the Penal Code repealed by Chapter 560
11 of the Statutes of 1961, or any offense defined in former sub-
12 division 2 of former Section 311 of the Penal Code repealed by
13 Chapter 2147 of the Statutes of 1961 if the offense defined in
14 such sections was committed prior to September 15, 1961, to
15 the same extent that such an offense committed prior to such
16 date was a sex offense for the purposes of this section prior
17 to September 15, 1961.

18 (c) Any offense defined in Section 314 of the Penal
19 Code committed on or after September 15, 1961.

20 (d) Any offense defined in former subdivision 1 of
21 former Section 311 of the Penal Code repealed by Chapter 2147
22 of the Statutes of 1961 committed on or after September 7,
23 1955, and prior to September 15, 1961.

24 (e) Any offense involving lewd and lascivious conduct
25 under Section 272 of the Penal Code committed on or after
26 September 15, 1961.

27 (f) Any offense involving lewd and lascivious conduct
28 under former Section 702 of the Welfare and Institutions Code

1 repealed by Chapter 1616 of the Statutes of 1961 if such
2 offense was committed prior to September 15, 1961, to the
3 same extent that such an offense committed prior to such date
4 was a sex offense for the purposes of this section prior to
5 September 15, 1961.

6 (g) Any attempt to commit any of the above-mentioned
7 offenses.

8 (h) Any offense committed or attempted in any other
9 state which, if committed or attempted in this state, would
10 have been punishable as one or more of the above-mentioned
11 offenses.

12 SECTION 2 Section 972 of the Evidence Code is amended to
13 read:

14 972. A married person does not have a privilege under
15 this article in:

16 (a) A proceeding brought by or on behalf of one spouse
17 against the other spouse.

18 (b) A proceeding to commit or otherwise place his spouse
19 or his spouse's property, or both, under the control of
20 another because of the spouse's alleged mental or physical
21 condition.

22 (c) A proceeding brought by or on behalf of a spouse to
23 establish his competence.

24 (d) A proceeding under the Juvenile Court Law, Chapter
25 2 (commencing with Section 500) of Part 1 of Division 2 of
26 the Welfare and Institutions Code.

27 (e) A criminal proceeding in which one spouse is charged
28 with:

1 (1) A crime against the person or property of the
2 other spouse or of a child of either, whether committed
3 before or during marriage.

4 (2) A crime against the person or property of a
5 third person committed in the course of committing a
6 crime against the person or property of the other spouse,
7 whether committed before or during marriage.

8 (3) Bigamy or adultery.

9 (4) A crime defined by Section 270 or 270a of the
10 Penal Code.

11 SECTION 3 Section 985 of the Evidence Code is amended to
12 read:

13 985. There is no privilege under this article in a
14 criminal proceeding in which one spouse is charged with:

15 (a) A crime committed at any time against the person or
16 property of the other spouse or of a child of either.

17 (b) A crime committed at any time against the person
18 or property of a third person committed in the course of
19 committing a crime against the person or property of the other
20 spouse.

21 (c) Bigamy or adultery.

22 (d) A crime defined by Section 270 or 270a of the Penal
23 Code.

24 SECTION 4 Section 220 of the Penal Code is amended to read:

25 220. Every person who assaults another with intent to
26 commit rape, the infamous crime against nature, mayhem,
27 robbery, or grand larceny, is punishable by imprisonment in
28 the State prison not less than one year nor more than twenty

1 years.

2 SECTION 5 Section 269a is added to the Penal Code, to read:

3 269a. Every person who lives in a state of cohabitation
4 and adultery is guilty of a misdemeanor and punishable by a
5 fine not exceeding one thousand dollars, or by imprisonment in
6 the county jail not exceeding one year, or by both.

7 SECTION 6 Section 269b is added to the Penal Code, to read:

8 269b. If two persons, each being married to another,
9 live together in a state of cohabitation and adultery, each is
10 guilty of a misdemeanor. A recorded certificate of marriage
11 or a certified copy thereof, there being no interlocutory
12 decree of divorce, proves the marriage of a person for the
13 purpose of this section.

14 SECTION 7 Section 286 of the Penal Code is amended to read:

15 286. Every person who is guilty of the infamous crime
16 against nature, committed with mankind or with any animal, is
17 punishable by imprisonment in the state prison for not less
18 than one year.

19 SECTION 8 Section 286.1 is added to the Penal Code, to read:

20 286.1. The provisions of Section 286 notwithstanding,
21 in any case in which defendant, voluntarily acting in concert
22 with another person, by force or violence and against the
23 will of the victim committed sodomy upon a human being, either
24 personally or by aiding and abetting such other person, such
25 fact shall be charged in the indictment or information and if
26 found to be true by the jury, upon a jury trial, or if found
27 to be true by the court, upon a court trial, or if admitted
28 by the defendant, defendant shall suffer confinement in the

1 state prison from five years to life.

2 SECTION 8.5 Section 286.5 of the Penal Code is repealed.

3 SECTION 9 Section 287 of the Penal Code is amended to read:

4 287. Any sexual penetration, however slight, is
5 sufficient to complete the crime against nature.

6 SECTION 10 Section 288a of the Penal Code is amended to read:

7 288a. Any persons participating in an act of copulating
8 the mouth of one person with the sexual organ of another is
9 punishable by imprisonment in the state prison for a term not
10 exceeding 15 years, or by imprisonment in the county jail for
11 a term not to exceed one year; provided, however, whenever any
12 person is found guilty of the offense specified herein, and
13 it is charged and admitted or found to be true that he is more
14 than 10 years older than his coparticipant in such an act,
15 which coparticipant is under the age of 14, or that he has
16 compelled the other's participation in such an act by force,
17 violence, duress, menace, or threat of great bodily harm, he
18 shall be punished by imprisonment in the state prison for not
19 less than three years. The order of commitment shall express-
20 ly state whether a person convicted hereunder is more than 10
21 years older than his coparticipant and whether such copartici-
22 pant is under the age of 14. The order shall also state
23 whether a person convicted hereunder has compelled copartici-
24 pation in his act by force, violence, duress, menace, or
25 threat of great bodily harm.

26 SECTION 11 Section 288b is added to the Penal Code, to read:

27 288b. The provisions of Section 288a notwithstanding, in
28 any case in which defendant, voluntarily acting in concert

1 with another person, by force or violence and against the will
2 of the victim participated in an act of oral copulation,
3 either personally or by aiding and abetting such other person,
4 such fact shall be charged in the indictment or information
5 and if found to be true by the jury, upon a jury trial, or if
6 found to be true by the court, upon a court trial, or if
7 admitted by the defendant, defendant shall suffer confinement
8 in the state prison from five years to life.

9 SECTION 12 Section 290 of the Penal Code is amended to read:

10 290. Any person who, since the first day of July, 1944,
11 has been or is hereafter convicted in the State of California
12 of the offense of assault with intent to commit rape or the
13 infamous crime against nature, under Section 220, or of any
14 offense defined in Sections 266, 267, 268, 285, 286, 288,
15 288a, subdivision 1 of Section 647a, subdivision 2 or 3 of
16 Section 261, subdivision (a) or (d) of Section 647, or subdiv-
17 ision 1 or 2 of Section 314, or of any offense involving lewd
18 and lascivious conduct under Section 272; or any person who
19 since such date has been or is hereafter convicted of the
20 attempt to commit any of the above-mentioned offenses; or any
21 person who since such date or at any time hereafter is dis-
22 charged or paroled from a penal institution where he was con-
23 fined because of the commission or attempt to commit one of
24 the above-mentioned offenses; or any person who since such
25 date or at any time hereafter is determined to be a mentally
26 disordered sex offender under the provisions of Article 1
27 (commencing with Section 6300) of Chapter 2 of Part 2 of
28 Division 6 of the Welfare and Institutions Code; or any person

1 who has been since such date or is hereafter convicted in any
2 other state of any offense which, if committed or attempted in
3 this state, would have been punishable as one or more of the
4 above-mentioned offenses shall within 30 days after the
5 effective date of the section or within 30 days of his coming
6 into any county or city, or city and county in which he
7 resides or is temporarily domiciled for such length of time
8 register with the chief of police of the city in which he
9 resides or the sheriff of the county if he resides in an un-
10 incorporated area.

11 Any person who, after the first day of August, 1950, is
12 discharged or paroled from a jail, prison, school, road camp,
13 or other institution where he was confined because of the
14 commission or attempt to commit one of the above-mentioned
15 offenses or is released from a state hospital to which he was
16 committed as a mentally disordered sex offender under the
17 provisions of Article 1 (commencing with Section 6300) of
18 Chapter 2 of Part 2 of Division 6 of the Welfare and Institu-
19 tions Code shall, prior to such discharge, parole, or release,
20 be informed of his duty to register under this section by the
21 official in charge of the place of confinement or hospital and
22 the official shall require the person to read and sign such
23 form as may be required by the Department of Justice, stating
24 that the duty of the person to register under this section has
25 been explained to him. The official in charge of the place of
26 confinement or hospital shall obtain the address where the per-
27 son expects to reside upon his discharge, parole, or release
28 and shall report such address to the Department of Justice.

1 The official in charge of the place of confinement or hospital
2 shall give one copy of the form to the person, and shall send
3 two copies to the Department of Justice, which, in turn, shall
4 forward one copy to the appropriate law enforcement agency
5 having local jurisdiction where the person expects to reside
6 upon his discharge, parole, or release.

7 Any person who after the first day of August, 1950, is
8 convicted in the State of California of the commission or
9 attempt to commit any of the above-mentioned offenses and who
10 is released on probation or discharged upon payment of a fine
11 shall, prior to such release or discharge, be informed of his
12 duty to register under this section by the court in which he
13 has been convicted and the court shall require the person to
14 read and sign such form as may be required by the Department
15 of Justice, stating that the duty of the person to register
16 under this section has been explained to him. The court shall
17 obtain the address where the person expects to reside upon his
18 release or discharge and shall report within three days such
19 address to the Department of Justice. The court shall give
20 one copy of the form to the person, and shall send two copies
21 to the Department of Justice, which, in turn, shall forward
22 one copy to the appropriate law enforcement agency having
23 local jurisdiction where the person expects to reside upon his
24 discharge, parole, or release.

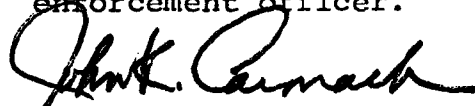
25 Such registration shall consist of (a) a statement in
26 writing signed by such person, giving such information as may
27 be required by the Department of Justice, and (b) the finger-
28 prints and photograph of such person. Within three days

1 thereafter the registering law enforcement agency shall for-
2 ward such statement, fingerprints, and photograph to the Dep-
3 artment of Justice.

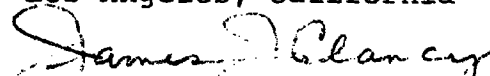
4 If any person required to register hereunder changes his
5 residence address he shall inform, in writing within 10 days,
6 the law enforcement agency with whom he last registered of his
7 new address. The law enforcement agency shall, within three
8 days after receipt of such information, forward it to the
9 Department of Justice. The Department of Justice shall for-
10 ward appropriate registration data to the law enforcement
11 agency having local jurisdiction of the new place of residence.

12 Any person required to register under the provisions of
13 this section who shall violate any of the provisions thereof
14 is guilty of a misdemeanor.

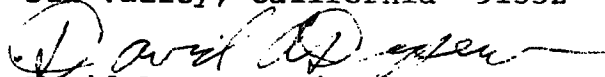
15 The statements, photographs and fingerprints herein
16 required shall not be open to inspection by the public or by
17 any person other than a regularly employed peace or other law
18 enforcement officer.

19 

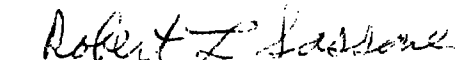
20 John K. Carmack (Los Angeles County)
21 2715 Aqua Verde Circle
22 Los Angeles, California 90024

23 

24 James J. Clancy (Los Angeles County)
25 9055 La Tuna Canyon Road
26 Sun Valley, California 91352

27 

28 David A. Depew (Los Angeles County)
828 North Garfield Avenue
Alhambra, California 91801



Robert L. Sassone (Orange County)
10444 Falcon
Fountain Valley, California 92708



Office of the Secretary of State
March Fong Eu

111 Capitol Mall, Room 220
Sacramento, California 95814

Elections Division
(916) 445-0820

July 15, 1976

TO: ALL REGISTRARS OF VOTERS AND COUNTY CLERKS

FROM: CASHMERE M. APPERSON - ELECTIONS TECHNICIAN

This is to inform you that upon receipt of certificates from the registrars of voters or county clerk, approximately 227,000 signatures were collected on the Sexual Offenses initiative. Therefore, the petition has failed and no further action is necessary in regard to the petition.